

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, D.C. 20460

MAY 2 6 2009

OFFICE OF ENFORCEMENT AND COMPLIANCE ASSURANCE

Patricia A. Kurkul Regional Administrator Northeast Region National Marine Fisheries Service National Oceanic and Atmospheric Administration 55 Great Republic Drive Gloucester, MA 01930-2298

Dear Ms. Kurkul:

The U.S. Environmental Protection Agency has reviewed the Final Environmental Impact Statement (FEIS) for Amendment 1 to the Tilefish Fishery Management Plan (CEQ No. 20090149) in accordance with our responsibilities under the National Environmental Policy Act and Section 309 of the Clean Air Act.

The FEIS evaluates the potential impacts of the following proposed changes to the Fishery Management Plan: an individual fishing quota (IFQ) system for current limited access vessels; a new Charter/Party open access permit; and measures to comply with the limited access privilege program provisions of the Magnuson-Stevens Act. Based on our review of the FEIS, we have no objections to the proposed action.

We appreciate the opportunity to review this FEIS. The staff contact for this review is Aimee Hessert and she can be reached at (202) 564-0993.

Sincerely,

Susan E. Bromm

Director

Office of Federal Activities

Susan & Bromm

cc: Steve Kokkinakis, NOAA Office of Strategic Planning